

REMARKS

Reconsideration and favorable action therefor on the above-identified application on the basis of this response, in conjunction with the submission of the accompanying Terminal Disclaimer and the appropriate fee amount, is respectfully requested.

It is noted that the rejection of all currently pending claims on “non-statutory” double patenting grounds is the sole issue presently outstanding, with regard to the above-identified application. Namely, claims 1 and 4-9 stand rejected “under the judicially created doctrine of obviousness-type double patenting” over the claimed disclosure of prior U.S. Patent 6,810,272. Applicants however, have decided to submit a Terminal Disclaimer to thereby remove the rejection. The submission of the Terminal Disclaimer should not be construed as acquiescence of the merits of this rejection. Rather, the Terminal Disclaimer is being submitted, at the present time, as a practicality insofar as removing the sole outstanding issue in consideration of rendering the application in condition for early allowance.

The filing of the accompanying Terminal Disclaimer as well as executing of the same via an attorney of record (of the below-named Law Firm) are consistent with the Rules and USPTO guidelines concerning the manner for obviating rejections on such “non-statutory” double patenting grounds. Applicant, through the undersigned representative, submits that the accompanying Terminal Disclaimer is in proper form consistent with the applicable requirements pursuant to 37 C.F.R. §1.321(b)(c). Insofar as applicable to the accompanying Terminal Disclaimer, the

assignee of the cited prior U.S. Patent 6,810,272, i.e., Nokia Mobile Phone Limited, is a subsidiary company which is fully owned by Nokia Corporation Limited, the assignee with regard to the present application. Therefore, for purposes of satisfying the requirements of the accompanying Terminal Disclaimer, the term "commonly owned" has been fully met. This is consistent also with the applied definition of "common ownership", pursuant to USPTO policy. (See MPEP §706.02(I)2).

Although Applicant has agreed to submit a Terminal Disclaimer, at this time, the following additional comments are also being provided to highlight a number of differences between that of the present claimed subject matter and that taught by the applied prior Nokia U.S. patent ('272). For example, the prior Nokia patent ('272) discloses a system in which the display is divided into at least two parts, namely, one which shows the written text and another for showing the construction of the word/word candidates, in which the words are then selected using either a soft key or the depressable roller (or roller key 10). The present disclosure is aimed at using, for example, the star symbol-key for selecting letters assigned to a particular alphanumeric key when not using predictive text input by scrolling through the assigned characters one by one (in alphabetical order) and thereby effecting a selection of the character without additional scrolling. In accordance with the Nokia ('272) patent, the candidate words are displayed in an entirely separate part of the display from the that of the written text. Moreover, they are also constructed by using a predictive text input method and, also, the "candidates", according to Nokia ('272), are chosen by the explicit pressing action of a selection key. It is noted, also,

that while claim 1 according to Nokia ('272) is aimed at the inputting of the word (using a predictive editor), claim 1 of the present invention is aimed at, for example, a letter input. Numerous other differences are found between the technique disclosed in Nokia ('272) and that according to the present claimed subject matter. Nevertheless, in order to avoid any additional delay in connection with receiving an early formal notification of allowability of the above-identified application, a properly executed Terminal Disclaimer is being submitted herewith. Therefore, in view of the accompanying properly executed Terminal Disclaimer along with the required fee amount directed thereto, withdrawal of the outstanding rejection as well as favorable action on the currently pending claims and an early formal notification of allowability of the above-identified application is respectfully requested.

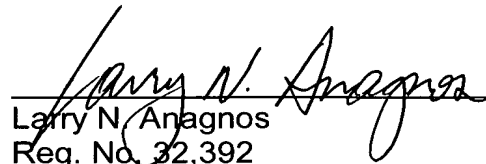
To the extent necessary, Applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, or credit any overpayment of fees, to the

U.S. Application No. 09/921,127

1030.40414X00

deposit account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No.
01-2135 (referencing docket no. 1030.40414X00).

Respectfully submitted,
ANTONELLI, TERRY, STOUT & KRAUS, LLP



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